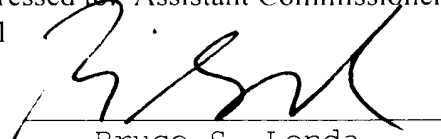


MAILING CERTIFICATION

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Assistant Commissioner of Patents, Washington, D.C. 20231 on February 19, 2001

  
Bruce S. Londa

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Atty's Docket No. 101195-39

RECEIVED

Applicant : Bernd Dorken et al.

MAR 05 2001

Appln. Number : 09/743,394

TECH CENTER 1600-2900

Filed : January 10, 2001

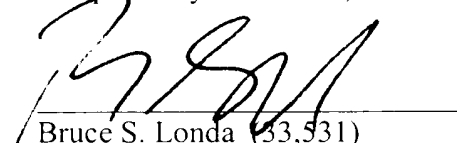
For : Method for Optimizing the Production of Adenovirus Vectors

BOX PCT  
Hon. Assistant Commissioner of Patents  
Washington, D.C. 20231

Sir:

In response to the Notification of Missing Requirements mailed February 8, 2001, Applicant submits that the declaration required under 37 CFR 1.63 was filed February 5, 2001. A copy of the declaration and postcard acknowledging receipt is enclosed.

Respectfully Submitted,

  
Bruce S. Londa (33,531)

Attorney Applicant  
Norris, McLaughlin & Marcus P.A.  
220 East 42<sup>nd</sup> Street, 30<sup>th</sup> Floor  
New York, N.Y. 10017  
Telephone: (212)808-0700  
Facsimile: (212)808-0844

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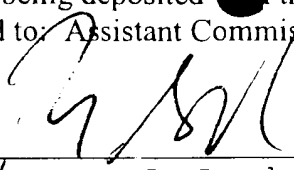
TECH CENTER 1600 2900

**JG04 Rec'd PCT/PTO 0 7 FEB 2001**

Applicant : Bernd Dörken et al.  
Serial No.: 09/743,394  
Our ref. : 101195-39

Receipt of the declaration mailed Feb. 5, 2001 is  
acknowledged herewith

I hereby certify that the correspondence is being deposited in the United States Postal Service as first class mail in an envelope addressed to: Assistant Commissioner of Patents, Washington, D.C. 20231 on February 5, 2001

  
Bruce S. Londa

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Atty's Docket No. 101195-39

Applicant : Bernd Dörken et al.

Appln. Number : 09/743,394

Filed : January 10, 2001

For : Method for Optimizing the Production of Adenovirus Vectors

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TECH CENTER 1600 2900

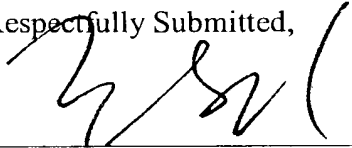
BOX PCT  
Hon. Assistant Commissioner of Patents  
Washington, D.C. 20231

Sir:

Applicant submits herewith the declaration required under 37 CFR 1.63. The Notice of Missing Requirements has not as yet been received.

The surcharge of \$65.00, applicant being entitled to small entity status, was paid at the time of filing. A copy of the transmittal letter is attached.

Respectfully Submitted,

  
Bruce S. Londa (33,531)  
Attorney Applicant  
Norris, McLaughlin & Marcus P.A.  
220 East 42<sup>nd</sup> Street, 30<sup>th</sup> Floor  
New York, N.Y. 10017  
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U.S. APPLICATION NO.	FIRST NAMED APPLICANT	ATTY. DOCKET NO.
09/743394	DORKEN	B 101195-39
INTERNATIONAL APPLICATION NO.		
PCT/DE99/02181		
I.A. FILING DATE		PRIORITY DATE
12 JUL 99		10 JUL 98
DATE MAILED: 08 FEB 2001		

BRUCE LONDA  
NORRIS, MCLAUGHLIN & MARCUS, P.A.  
220 EAST 42ND STREET, 30TH FLOOR  
NEW YORK, NY 10017

**NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)**

1. The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as

- ☐ a Designated Office (37 CFR 1.494),  
☒ an Elected Office (37 CFR 1.495):  
☒ U.S. Basic National Fee.  
☐ Copy of the international application in:  
☐ a non-English language.  
☒ English.  
☐ Translation of the international application into English.  
☐ Oath or Declaration of inventors(s) for DO/EO/US.  
☐ Copy of Article 19 amendments.  
☐ Translation of Article 19 amendments into English.  
☒ The International Preliminary Examination Report in English and its Annexes, if any.  
☐ Translation of Annexes to the International Preliminary Examination Report into English.  
☒ Preliminary amendment(s) filed 10 January 2001 and  
☐ Information Disclosure Statement(s) filed and  
☐ Assignment document.  
☐ Power of Attorney and/or Change of Address.  
☐ Substitute specification filed  
☐ Verified Statement Claiming Small Entity Status.  
☒ Priority Document.  
☒ Copy of the International Search Report ☒ and copies of the references cited therein.  
☐ Other:

2. The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- ☐ a. Translation of the application into English. Note a processing fee will be required if submitted later than the appropriate 20 or 30 months from the priority date.  
☐ The current translation is defective for the reasons indicated on the attached Notice of Defective Translation.  
☐ b. Processing fee for providing the translation of the application and/or the Annexes later than the appropriate 20 or 30 months from the priority date (37 CFR 1.492(f)).  
☒ c. Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the international application number and international filing date.  
☐ The current oath or declaration does not comply with 37 CFR 1.497(a) and (b) for the reasons indicated on the attached PCT/DO/EO/917.  
☒ d. Surcharge for providing the oath or declaration later than the appropriate 20 or 30 months from the priority date (37 CFR 1.492(e)).

3. Additional claim fees of \$ \_\_\_\_\_ as a ☐ large entity ☐ small entity, including any required multiple dependent claim fee, are required. Applicant must submit the additional claim fees or cancel the additional claims for which fees are due. See attached PTO-875.

**ALL OF THE ITEMS SET FORTH IN 2(a)-2(d) AND 3 ABOVE MUST BE SUBMITTED WITHIN ONE MONTH FROM THE DATE OF THIS NOTICE OR BY ☐ 21 OR ☒ 31 MONTHS FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.**

The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136(a).

4. Translation of the Annexes **MUST** be submitted no later than the time period set above or the annexes will be cancelled. Note processing fee will be required if submitted later than 30 months from the priority date.

5. ☐ The Article 19 amendments are cancelled since a translation was not provided by the appropriate 20 (37 CFR 1.494(d)) or 30 (37 CFR 1.495(d)) months from the priority date.

Applicant is reminded that any communication to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above. (37 CFR 1.5)

***A copy of this notice MUST be returned with this response.***

Enclosed:

☐ PCT/DO/EO/917

☐ Notice of Defective Translation

☐ PTO-875

FORM PCT/DO/EO/905 (December 1997)

Deborah Williams *rw*

Telephone: 703-305-3744